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Attorneys for Plaintiffs

**UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA**

MARLO CUSTODIO, et al.,  
Plaintiffs,  
v.  
THE COUNTY OF SANTA CLARA,  
CALIFORNIA, et al.,  
Defendants.

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Case No. C09-00527 RMW PSG  
**ORDER GRANTING GROSS  
BELSKY ALONSO LLP’S MOTION TO  
WITHDRAW AS COUNSEL FOR  
PLAINTIFFS PURSUANT TO LOCAL  
RULE 11-5(a)**  
Date: May 6, 2011  
Time: 9:00 a.m.  
Courtroom: 6  
Judge: Hon. Ronald M. Whyte

Gross Belsky Alonso LLP (“GBA”) has moved to withdraw as counsel for plaintiffs Marlo Custodio, Romel Custodio, Marilou Custodio and Oscar Custodio, Jr. (collectively, “plaintiffs”) pursuant to Local Rule 11-5(a). Plaintiffs filed their complaint in this action on February 5, 2009, but the action has been stayed pending the resolution of Marlo, Romel, and Marilou Custodio’s criminal trial and Marlo and Romel Custodio’s criminal appeals. As the charges against Marilou Custodio were dismissed and Marlo and Romel Custodio’s criminal appeals have been denied, this action is set to go forward. No discovery has yet taken place, and the Court has not assigned a trial date or issued any pretrial orders in this action.

As this litigation is in its very early stages, the Court finds that GBA's withdrawal as counsel

1 for plaintiffs does not cause undue prejudice to plaintiffs, and is therefore in accordance with  
2 California Rule of Professional Conduct 3-700. The Court therefore grants GBA's motion to  
3 withdraw as counsel for plaintiffs. The action is hereby stayed for sixty days to provide plaintiffs  
4 with an opportunity to find new counsel.

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8 SO ORDERED.

9 Dated: May 6, 2011

A handwritten signature in blue ink, reading "Ronald M. Whyte", is written over a horizontal line.

10 Judge Ronald M. Whyte  
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